

City of Annapolis
Alcoholic Beverage Control Board
May 5, 2010

The Regular Meeting of the Alcoholic Beverage Control Board of the City of Annapolis was held on May 5, 2010 in the City Council Chamber. Chair Charles M. Grayston called the meeting to order at 3:07 p.m.

Present: Chair Charles M. Grayston, Vice Chair Leonard Berman, Members Elizabeth Finkle, Lawrence Harris, Jr.

Absent: Member Gerald Everett

Member Harris moved to approve the Journal of Proceedings of April 7, 2010. Seconded. CARRIED on voice vote.

PUBLIC HEARINGS

• **THE WILD ORCHID CAFÉ – New**

Application for a new alcoholic beverage license Class B-4, Restaurant, Beer, Wine and Liquor, on sale, six a.m. to midnight seven days per week (special Sunday license) by James Wilder for the premises known as Company's Coming Inc, t/a THE WILD ORCHID CAFE, 200 Westgate Circle, Suite 104, Annapolis, Maryland 2140.

Alan J. Hyatt, attorney for the applicant, Severn Bank Building, 200 Westgate Circle, Suite 500, Annapolis, Maryland 21401, gave a brief presentation and entered the following into the record:

Exhibit #1: Affidavit of Posting

Exhibit #2: Lunch Menu

Exhibit #3: Dinner Menu

Exhibit #4: Revised Outdoor Seating Plan

Exhibit #5: Photographs of Sidewalk Area

Exhibit #6: Lot Consolidation Plat, Deed of Easement & Agreement, Photographs of Easement Area

Exhibit #7: Catering Events

Exhibit #8: TIPS Card for James Wilder

Exhibit #9: Curriculum Vitae for Mr. Tullier

Exhibit #10: Public Need Analysis and Report

Applicant James Wilder, Jr., 716 Melrose Street, Annapolis, Maryland 21401 was present and answered questions addressed by the Board.

Present and testified on behalf of the application:

Shepard Tullier, AICP, Land Use Consultant, LandVisions, Inc., 1982 Moreland Parkway, Suite 201, Annapolis, Maryland 21401

Spoke in favor regarding the application:

Joshua Sweat, 1311 McKinley Street, Annapolis, Maryland 21403

No one from the general public spoke in favor of or in opposition to the application.

Vice Chair Berman moved to approve the application for a new Class B-4, Restaurant, Beer, Wine and Liquor, on sale, six a.m. to midnight seven days per week (special Sunday license) by James Wilder, Jr. for the premises known as Company's Coming Inc, t/a THE WILD ORCHID CAFE, 200 Westgate Circle, Suite 104, Annapolis, Maryland 2140. Seconded. CARRIED on voice vote.

- **EASTPORT YACHT CLUB - Expansion of Licensed Premises**

Application for an expansion of licensed premises to an existing alcoholic beverage license Class C, Club, Beer, Wine and Liquor, on sale, six a.m. to two a.m. seven days per week, *to include the open space behind the existing building* by Carey Reid Kirk, Sharon Hadsell and Rick Jackson for the premises known as Eastport Yacht Club, LLC, t/a EASTPORT YACHT CLUB, 317 First Street, Annapolis, Maryland 21403

Licensees, Carey Reid Kirk, Sharon Hadsell and Rick Jackson were present and answered questions addressed by the Board.

General Manager, William P. Kocan was also present and answered questions addressed by the Board.

Spoke in favor regarding the application:

Brent Ellwood, 124 Chesapeake Bay Drive, Stevensville, Maryland 2166

Ivon Paulin, 66 Southgate Avenue, Annapolis, Maryland 21403

Marcia Marshall, 22 Severn Avenue, Annapolis, Maryland 21403

Ann Corbin, 100 Severn Avenue, Annapolis, Maryland 21403

Hal Whitacre, 1352 Walnut Avenue, Annapolis, Maryland 21403

No one from the general public spoke in favor or in opposition to the application.

Vice Chair Berman moved to approve the application for expansion of the licensed premises of EASTPORT YACHT CLUB, 317 First Street, Annapolis, Maryland 21403 *contingent upon applying and receiving a use permit to include the open space* by Carey Reid Kirk, Sharon Hadsell and Rick Jackson. Seconded. CARRIED on voice vote.

Chair Grayston declared the public hearing closed.

BUSINESS AND MISCELLANEOUS

The order of the agenda was amended.

- **EASTPORT YACHT CLUB** – Special Events May, June, July, Aug, and Sept.

Request for extension of licensed premises during special events with music

General Manager, Bill Kocan for Eastport Yacht Club presented the request and answered questions addressed by the Board.

No one from the general public spoke in favor or in opposition to the application.

Vice Chair Berman moved to approve the request for an extension of the licensed premises to EASTPORT YACHT CLUB during special events May, June, July, August and September, 2010, dates and times as submitted by application. Seconded. CARRIED on voice vote.

The order of the agenda was resumed.

- **NAVAL ACADEMY ATHLETIC ASSOCIATION** – Events May thru August, 2010

Requests for Special Class C, One Day Liquor Licenses

Jason Boothe, Associate Athletic Director for NAAA, presented the requests and answered questions addressed by the Board.

No one from the general public spoke in favor or in opposition to the application.

Member Harris moved to approve the requests for Special Class C, One Day Liquor Licenses for

Beer, Wine & Liquor to the NAVAL ACADEMY ATHLETIC ASSOCIATION during special events May thru August, 2010, dates and times as submitted by application. Seconded. CARRIED on voice vote.

- **EASTPORT a ROCKIN** – Street Festival June 26, 2010

Request for Special Class C, One Day Liquor License with consumption of alcoholic beverages on City Property

Applicant, Jeff Holland, Director for Annapolis Maritime Museum presented the request and answered questions addressed by the Board.

Jessica L. Pachler, 506 President Street, Annapolis, Maryland 21403 was also present and answered questions addressed by the Board.

No one from the general public spoke in favor or in opposition to the application.

Vice Chair Berman moved to approve the request for a Special Class C, One Day Liquor License with consumption of alcoholic beverages on City Property to ANNAPOLIS MARITIME MUSEUM for the Eastport a Rockin special event on June 26, 2010 from 11:00 a.m. to 8:00 p.m. Seconded. CARRIED on voice vote.

- **BAY RIDGE WINE & SPIRITS** – Special Event, May 22, 2010

Request for extension of licensed premises to include beer and whiskey tasting off premises for “Barrels & Kegs” special event fundraiser

General Manager, David Marberger for Bay Ridge Wine and Spirits presented the request and answered questions addressed by the Board.

No one from the general public spoke in favor or in opposition to the application.

Member Harris moved to approve the request for an extension of the licensed premises to include beer and whiskey tasting off premises for “Barrels & Kegs” special event to BAY RIDGE WINE AND SPIRITS on Saturday, May 22, 2010 from 12 noon to 5:00 p.m. Seconded. CARRIED on voice vote.

- **EASTPORT DEMOCRATIC CLUB** – Temporary Extension of License

Request for temporary extension of licensed premises for seasonal use of outside picnic area and front brick porch from May to October

Jay Sullivan, Board Chairman for Eastport Democratic Club presented the request and answered questions addressed by the Board.

No one from the general public spoke in favor or in opposition to the application.

Vice Chair Berman moved to approve the request for a temporary extension of the licensed premises for seasonal use of the outside picnic area and front brick porch to EASTPORT DEMOCRATIC CLUB from May 1, 2010 to November 1, 2010. Seconded. CARRIED on voice vote.

- **EASTPORT DEMOCRATIC CLUB** – Special Event, July 17, 2010

Request for extension of licensed premises to include outside picnic area for “Pig Roast Luau” Special Event Open to the Public

Jay Sullivan, Board Chairman for Eastport Democratic Club presented the request and answered questions addressed by the Board.

No one from the general public spoke in favor or in opposition to the application.

Vice Chair Berman moved to approve the request of EASTPORT DEMOCRATIC CLUB for an extension of the licensed premises *to include the outside picnic area during a special event, open to the public* on July 17, 2010 from 3:00 p.m. to 8:00 p.m. Seconded. CARRIED on voice vote.

- **LUNA BLU** – Sidewalk Café

Request for Sidewalk Café license with consumption of alcoholic beverages on City Property

Licensee, Erin Dryden presented the request and answered questions addressed by the Board.

No one from the general public spoke in favor or in opposition to the application.

Member Harris moved to approve the application for LUNA BLU RISTORANT ITALIANO requesting a Sidewalk Café license with consumption of alcoholic beverages on City Property for the period May 5, 2010 through April 30, 2010. Seconded. CARRIED on voice vote.

- **STAN & JOE’S** – Special Events, June 12 and June 26, 2010

Request for extension of licensed premises with music for special events

The request for June 26, 2010 was withdrawn.

Licensee, Stan Fletcher presented the request for the June 12, 2010 event date only and answered questions addressed by the Board.

No one from the general public spoke in favor or in opposition to the application.

Member Harris moved to approve the request for an extension of the licensed premises with music during a special event to STAN & JOE'S on June 12, 2010 from 3:00 p.m. to 8:00 p.m. Seconded. CARRIED on voice vote.

- **SANKY'S GROCERY**

Request to renew the 2010 Liquor License for Sanky's Grocery

Licensee, Albert Harris was present and answered questions addressed by the Board.

Vice Chair Berman moved to approve the renewal of the 2010 liquor license for SANKY'S GROCERY *contingent upon paying the bifurcated payment along with seven hundred dollars (\$700) late fee, and the remaining balance by June 15, 2010.* Seconded. CARRIED on voice vote.

Upon motion duly made, seconded and adopted, the meeting adjourned at 5:30 p.m.

Regina C. Watkins-Eldridge, MMC
City Clerk